



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: JAO, Chen-Chi

SERIAL NO.: 10/830,146

ART UNIT: 2834

FILED: April 23, 2004

EXAMINER: Lam, T.

TITLE: INDUCTION-TYPE GYRATOR CAPABLE OF RECIPROCATING AND VIBRATING MOTIONS

REMARKS ON Supplemental PRELIMINARY AMENDMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

In this supplemental preliminary amendment, and in response to an advisory communication of a non-compliant amendment, having a response being due by October 29, 2004, please consider the following remarks in conjunction with the amendments to the above-identified application as follows:

REMARKS

Applicant respectfully submits the present Supplemental Preliminary Amendment in a revised format in response to the Notice of Non-Compliant Amendment of September 29, 2004. The Examiner indicated that the format of the Amendment should comply with 37 C.F.R. § 1.121. Applicant respectfully contends that the present amendment is now in compliance with the required amendment practice, including starting all sections on separate pages. The specification and abstract amendments are now presented in separate sections. This new format of Supplemental Preliminary Amendment is now in the proper condition for consideration. Furthermore, the present supplemental

amendment has been filed before expiration of the shortened statutory period for response such that a fee for extension of time is not currently due.

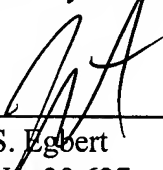
The present Supplemental Preliminary Amendment has been entered for the purpose of placing the application into a more proper U.S. format. In particular, certain grammatical and idiomatic inconsistencies have been corrected by amendment to the specification, and the application is corrected for certain typographical errors found in the originally submitted application. No new matter has been added by these amendments.

The Claims and Abstract have been amended so as to conform with U.S. requirements.

Applicant respectfully requests that the present Amendment be entered prior to an initial Official Action on the present application.

Respectfully submitted,

Date

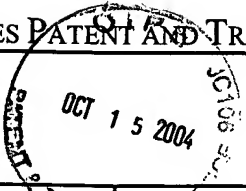


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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/830,146	04/23/2004	Chen-Chi Jao	4-1039	7836

7590 09/29/2004
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EXAMINER

LAM, THANH

ART UNIT	PAPER NUMBER
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2834

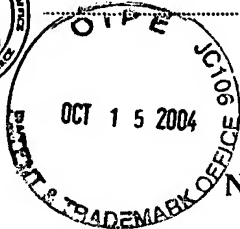
DATE MAILED: 09/29/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES PATENT AND TRADEMARK OFFICE

10830146



COMMISSIONER FOR PATENTS
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Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 4-23-04 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted. 37 CFR 1.121(h).

THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☒ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☒ C. Other Amendments to the specification must begin on a separate page
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____
- ☐ 3. Amendments to the drawings: _____
- ☐ 4. Amendments to the claims:
- ☐ A. A complete listing of all of the claims is not present.
 - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently amended), (Canceled), (Withdrawn), (Previously presented), (New) and (Not entered).
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☐ E. Other: _____

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf>.

If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given ONE MONTH from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION** (including a submission for an RCE), and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).**

If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.

Eva Hillis
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